

RICHARD M. BARNETT, Esq.  
A Professional Law Corporation  
SBN #65132  
105 West F Street, 4th Floor  
San Diego, CA 92101  
Telephone: (619) 231-1182

Attorney for Claimant  
David Rafael Lomas-Lopez

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

\$45,000.00 IN U.S. CURRENCY,

TWO RABOBANK CASHIER'S  
CHECKS AT A TOTAL VALUE  
OF \$31,000.00,

ONE WELLS FARGO CHECK  
#028203098 IN THE AMOUNT  
OF \$17,000.00,

ONE RABOBANK CHECK  
#012000742 IN THE AMOUNT  
OF \$8,000.00,

ONE RABOBANK CHECK  
#012000743 IN THE AMOUNT  
OF \$8,000.00,

\$8,000.00 IN U.S. CURRENCY,

Defendants.

Case No. 08-CV-0862IEG(CAB)

**CLAIM OF DAVID RAFAEL LOMAS-LOPEZ**

Pursuant to Rule G(5) of the Supplemental Rules, Federal Rules of Civil Procedure, I, DAVID  
RAFAEL LOMAS-LOPEZ, hereby demand the return and restitution of the defendant currency, and

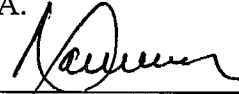
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1 claim the right to defend this action as an owner of the seized currency and the bailee of my wife, Maria  
2 Auxillio Lomas.

3 I declare under penalty of perjury the foregoing is true and correct.

4 Executed this 26th day of JUNE, 2008, at San Diego, CA.



5  
6 DAVID RAFAEL LOMAS-LOPEZ, Claimant

**CERTIFICATE OF SERVICE**

I, RICHARD M. BARNETT, do hereby state:

That I am a citizen of the United States, over the age of eighteen years, and not a party to the within action.

That my business address is 105 West F Street, 4th Floor, San Diego, California.

That on June 26, 2008, I have caused service of Claim of David Rafael Lomas-Lopez on the following party by electronically filing the foregoing with the Clerk of the District Court using its ECF System, which electronically notifies said party:

1. David McNees, Special Assistant U.S. Attorney, Attorney for Plaintiff.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 26<sup>th</sup> day of June, 2008, at San Diego, California.

s/ Richard M. Barnett  
RICHARD M. BARNETT